

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter, which is claimed and for which a patent is sought on the invention entitled:

SYSTEM AND METHOD FOR EFFICIENT SCHEDULING OF PERIODIC PHENOMENA

the specification of which (check one):

☐ is attached hereto.

☒ was filed March 31, 2004 as Serial No. 10/814,604;  
amended on \_\_\_\_\_ (if  
applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

I hereby claim foreign priority benefits under Title 35 USC 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
		<input type="checkbox"/> <input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year)
		Yes No

I hereby claim the benefit under Title 35 USC 120 of any United States application(s) listed below and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 USC 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Patented/pending/abandoned)
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I hereby claim the benefit under Title 35 USC 119(e) of any United States provisional application(s) listed below:

60/459,057  
(Application Serial No.)

March 31, 2003  
(Filing Date)

(Patented/pending/abandoned)


**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business connected therewith in the Patent and Trademark Office, and to file with the USRO any International Application based thereon.

Daniel J. Bourque, 35,457  
Paul J. Kroon, Jr. 51,902

Address all correspondence to:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole/First Inventor:		
Sean S. B. Moore		
City of Residence	State or Country	Country of Citizenship
Hollis	New Hampshire	United States
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20 Mendelssohn Drive	Hollis	New Hampshire 03049
Signature: (Please sign and date in permanent ink.)		Date signed:
X 		X 8-31-2004




PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Sean S. B. Moore  
Serial No. : 10/814,604  
Filed : March 31, 2004  
For : SYSTEM AND METHOD FOR EFFICIENT  
SCHEDULING OF PERIODIC PHENOMENA  
Attorney's Docket : CETACEAN-002XX  
Group Art Number: : 2127

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 9-22-04.

By   
Daniel J. Bourque  
Registration No. 35,457  
Attorney for Applicant(s)


NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

United States Patent and Trademark Office  
PO Box 371611  
Pittsburgh, PA 15250-1611

Sir:

Patentee respectfully requests removal of small entity status pursuant to 37 C.F.R. §1.27(g)(2). Applicant submits that there has been no attempt to fraudulently establish small entity status, but rather that a recent corporate merger prevents Applicant from claiming small entity at this time.

Respectfully submitted,

By   
Daniel J. Bourque  
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Attorney for Applicants

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Date: 9-22-04